

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

KATHELINE PIERRE,

Plaintiff,

-against-

JOHN DOE, ET AL. BRINKS INC.,

Defendant.

1:24-CV-6127 (LTS)

TRANSFER ORDER

LAURA TAYLOR SWAIN, Chief United States District Judge:

By order dated August 14, 2024, and entered the next day, August 15, 2024, the Court transferred a previously filed *pro se* action brought by Plaintiff against the same defendant *sua sponte* to the United States District Court for the Eastern District of New York, under 28 U.S.C. § 1404(a). *Pierre v. John Doe, et al. Brinks Inc.*, ECF 1:24-CV-5974, 5 (S.D.N.Y. Aug. 14, 2024).

On August 6, 2024, Plaintiff filed the complaint commencing this *pro se* action; it was entered on the court's docket on August 15, 2024, and it is virtually identical to the complaint filed in *Pierre*, No. 1:24-CV-5974. Accordingly, for the reasons articulated in the Court's August 14, 2024 order in *Pierre*, No. 1:24-CV-5974, this Court also transfers this action *sua sponte* to the United States District Court for the Eastern District of New York, under Section 1404(a).

CONCLUSION

The Court directs the Clerk of Court to transfer this action to the United States District Court for the Eastern District of New York. *See* 28 U.S.C. § 1404(a). Whether Plaintiff should be permitted to proceed further without prepayment of fees is a determination to be made by the transferee court. A summons shall not issue from this court. This order closes this action in this court.

The Court certifies, under 28 U.S.C. § 1915(a)(3), that any appeal from this order would not be taken in good faith and, therefore, *in forma pauperis* status is denied for the purpose of an appeal. *See Coppedge v. United States*, 369 U.S. 438, 444-45 (1962).

SO ORDERED.

Dated: September 5, 2024
New York, New York

/s/ Laura Taylor Swain

LAURA TAYLOR SWAIN
Chief United States District Judge